THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.23011 OF 2000

08.11.2005

Between:

C.Anil Babu, S/o.Venkatramaiah, Class-I Contractor,

Labbipet, Vijayawada

… Petitioner

AND

1. The Principal Secretary to Government,

Panchayat Raj & Rural Development Department,

Government of A.P., Secretariat, Hyderabad

And others

… Respondents

ORDER:

The petitioner is a Class-I contractor registered with Panchayat Raj and Rural Development Department. In this writ petition, he challenges the orders of the Government in G.O.Ms.No.301 Panchayat Raj and Rural Development Department, dated 13.7.1998 whereby and whereunder the second respondent was requested to collect funds at the rate of 0.25% of gross amount of the bills and remit the same to the Institute of Construction Technology of India at Hyderabad. Consequent thereto, the second respondent issued a memo dated 04.8.1998 directing the Superintending Engineers/Executive Engineers to take necessary action for collection and remission of the amount.

Learned Counsel for the petitioner and learned Assistant Government Pleader for Panchayat Raj brought to the notice of this Court, in W.P.No.23750 of 2000 and batch, this Court by order dated 19.7.2005 has struck down G.O.Ms.No.92 dated 19.5.1998 issued by the Government of Andhra Pradesh in Transport, Roads and Buildings Department levying 0.25% of gross amount of the bills as contribution to Institute of Construction Technology of India at Hyderabad.

The learned Counsel for petitioner also submits that the judgment in W.P.No.23750 of 2000 and batch covers this writ petition also. Therefore, the writ petition is, accordingly, allowed. No costs.

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November 08, 2005. (**V.V.S.RAO,J**)

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